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Supp. Response
S. Dwyer
1/15/04

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Originally mailed November 14, 2003 and refaxed to Examiner Thaler @ 703.746.3311 on December 18, 2003

TOWNSEND and TOWNSEND and CREW LLP

By: JoAnn Evangelista
JoAnn Evangelista

PATENT
Attorney Docket No.: 020460-000210US

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DEC 18 2003

TECHNOLOGY CENTER 3700

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

SIRHAN, Motasim et al.

Application No.: 09/872,640

Filed: May 31, 2001

For: CATHETER HAVING
EXCHANGEABLE BALLOON

Customer No.: 20350

Confirmation No.

Examiner: WEBB, S.

Technology Center/Art Unit: 3731

SUPPLEMENTAL RESPONSE TO
RESTRICTION REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In further response to the Restriction Requirement mailed May 17, 2003, and to the subsequent Communication mailed on August 27, 2003, Applicants respectfully change the initial designation of species to be directed at species C. As discussed with Examiner Thaler on November 7, 2003, species C is generally directed at those embodiments which include an axial slit passage in the catheter body.

As further discussed with the Examiner, Applicants have examined each of the pending claims and compared them with the embodiments of Figs. 5A, 5B, and 13A to identify the following claims as reading on the elected species: Claims 1, 3-9, 11-13, 15-19, 22-25, and 37.

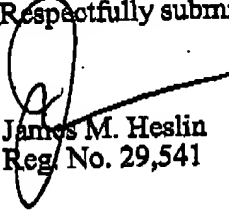
Appl. No. 09/872,640

Restriction Requirement dated May 7, 2003

Supplemental Response dated Nov. 14, 2003

If for any reason the Examiner believes that a telephone conference would in any way expedite prosecution of the subject application, the Examiner is invited to telephone the undersigned at (650) 326-2400.

Respectfully submitted,


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